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Minutes

AMUSEMENT ADVISORY BOARD

1 Ashburton Place, Room 1301, Boston, MA 02108

March 31, 2014, 11:30am

1. Meeting called to order by the Chairman at 11:36am, followed by roll call:

Board Members Present:

Thomas G. Gatzunis, Chairman
Robert Perkins
Eugene Dean Jr.
David Holmes
Thomas Perry
Brenda Johnson
Henry Geryk
Richard Klajnscek

Board Members Not Present:

Wayne Darling
Richard Brown
Jason Freeman
Robert Johnson
Gregg Chiecko
Marybeth Weilandt
Scott Shanaman
Bill Zimmermann

Guests Present:

Sharlia Bennett, DPS
John Rogers, DPS
Daniel Kilburn, DPS
Brian Logan, DPS
David Daly, Daly Cavanaugh
Paul Cavanaugh, Daly Cavanaugh
Ralph Cirelli, DPS
Rob Anderson, DPS
Beth McLaughlin, DPS

2. Meeting Minutes – None to approve.

Chairman, Thomas Gatzunis stated that the Board does not have a quorum so no VOTES can be taken at this meeting.

3. 2013 Season Wrap-up Presentation: PowerPoint (presented by Rob Anderson)

The Power Point presentation was a full breakdown of amusement devices, and inspections of the 2013 season with a focus on the Number of Devices per location and the Number of Inspectors per location. There was a discussion concerning notations or write ups. It was explained that they're internal but if requested through public records these write ups can be released and that they are not violations they are just repeated notations that were found during the time of an inspection. The Chairman explained that all of the notations come AFTER what should have been a complete and thorough review by the CMM before that the device is ready for the State inspection of the State Inspector. The goal moving forward with the 2014 season is for the Department to see zero notations on inspections. There was a discussion concerning rockwalls and notations. It was explained that there are not that many write ups on climbing walls or rockwalls.

Rob Anderson explained that there are only 16 Building Inspectors and 14 Engineering Inspectors. Former inspector Tom O'Rourke has retired, he will no longer be assigned to inspections.

4. Inspection Forms: Electronic Trial.

Discussion of amusement device inspection checklist forms. The amusement device inspection checklist is a three page form that is currently being used during the time of inspection. The inspectors will be using their iPads in the future and store the inspection report and all notations electronically. This will just be a trial run until the program is successful. The amusement device inspection checklist form will continue to be used for the remainder of the season.

5. Regulation Issues:

The Chairman explained that there is a requirement in the regulation that the Board hold an annual meeting, and strongly suggested that the Board submit a request to change the language to "periodic meeting or as required" or something similar. The Department discovered while looking back at the previous Board meetings that there has never been a quorum in the last 5 years. A change to the language to not make it a mandatory annual meeting would go through the Public Hearing Process. Chairman Gatzunis would like every Board member to review the regulations and if they have suggestions to change the language all recommendations should be sent in letter or email form. Be sure that all letters (suggestions) are sent to the attention of Sharlia Bennett.

6. Civil Fines

A brief overview of the Civil Fines program was given by Rob Anderson. The Civil Fines program took effect in July 2013. The Civil Fines Regulations apply not only to Amusement and Tramway, but to all licensing processed through the Department.

7. Preparing for upcoming season

Chairman Gatzunis expressed that the Department would like each inspection to run smoothly for both the CMM and inspector, with less write ups. The industry can help the process of an inspection to make sure the inspection goes smoothly by having the *Amusement Device Inspection Checklist* filled out prior to inspector's arrival. To help avoid another write up the device should be fixed for the next event/set up. Also make sure that all CMM's are doing a thorough inspection during his/her set up.

There was a discussion as to how to notify the town of upcoming shows/events, rather than the company showing up. There should be some type of building permit being pulled for permit. The Department will work on posting the itinerary online to the DPS website.

There was a discussion of the CMM examination being difficult for examiners who work on kiddie rides or large inflatables rides. The exam is a lot harder for a kiddie rides. Robert Perkins stated that it would be nice if the exam's depth on unlimited only inflatables should be based on the inflatables section of the regulation; instead of the broad range of questions on. Robert Perkins asked if there can be an unlimited CMM test for both large and small inflatables. This topic raised many concerns for owners who sit on the Board. The answer from John Rogers is that examiner should study all through the amusement section to prep and to have the proper knowledge before sitting for the exam. The Chairman strongly suggests that board members submit in a letter to push for changes in the regulation. The change should be a "specialty category" to add in a change to the regulations language for the exam by adding an "unlimited 1" and "unlimited 2" mechanic.

There was a suggestion made by Richard Klajnscek that if there could be a requirement that the Certified Third Party Inspectors submit a summary report with their list of inspections or sites that have inspected and if it could be done monthly or quarterly. It was expressed that it should be advertised or posted to the DPS website.

The Chairman announced that John Rogers will no longer be a part of the Department.

8. This meeting was adjourned at 12:24pm by Chairman Gatzunis.

List of Documents/Exhibits Used at this Meeting

1. PowerPoint Presentation Packet
2. Professional Ropes Course Association Packet